

would have hoped, it is important that we are taking this action today as we work to finish our legislative activities for the year.

Despite the tragic accidents I highlighted earlier, the safety record of the pipeline industry has generally improved significantly and compares favorably to other forms of transportation. According to the Department of Transportation, pipeline related incidents dropped nearly 80 percent between 1975 and 1998, and the loss of product due to accidental ruptures has been cut in half. From 1989 through 2001, pipeline accidents resulted in about 24 fatalities per year, far fewer than the number of fatal accidents experienced among other modes of transportation. But this record must not be used as an excuse for inaction on legislation to strengthen pipeline safety.

The pipeline safety program expired more than two years ago. It is essential that the Congress take final action on this critical public and environmental safety issue. This legislation reauthorizes and strengthens Federal pipeline safety programs, providing additional funding for safety enforcement and research and development efforts. It also provides for increased State oversight authority and facilitates greater public education efforts at the local community level.

This pending pipeline safety legislation includes many important provisions. I urge my colleagues to support final passage of this critical safety improvement legislation.

Mr. BREAUX. Madam President, I rise in support of H.R. 3609, the Pipeline Safety Improvement Act of 2002, which will improve the safety and security of our Nation's pipeline systems through important reforms within our Federal safety regulatory program. This idea is not new. The Senate passed this legislation in the 106th Congress, and again in February 2001 as one of the first orders of business of the 107th Congress. The Senate also passed the same language as part of the Energy Policy Act of 2002. This bill is the product of good-faith compromise over three years of work, including compromise with the House of Representatives, and I ask my colleagues to join me in its support.

Both liquid and natural gas pipelines provide transportation of vital energy resources to many parts of our country. In my State, pipelines support what was recently determined to be a \$92 billion oil and gas industry. Louisiana is the third leading producer of natural gas and fourth leading producer of crude oil in the country. These products must be transported to the rest of the country for consumption, and pipelines are a key part of this infrastructure. In Louisiana alone, there are over 40,000 miles of gas pipelines, some of which pass through towns, residential areas, schools, churches, and other high-consequence areas. Oil and other product pipelines also number in the thousands of miles in my State.

In recent years, we have experienced at least two major pipeline accidents: one in Bellingham, WA, and the other near Carlsbad, NM. I am deeply sympathetic to the families of the victims of these tragedies. Nothing can possibly replace their losses. What we have endeavored to do here is take steps to ensure that we as a government address the risks of such accidents in the best possible manner. I think that this legislation will increase the tools available to the Secretary of Transportation to ensure that our pipeline system is as safe as possible. I would ask that the Secretary use the tools that we provide to ensure the aggressive oversight of pipeline safety practices, and involve and protect the affected communities to the greatest possible extent.

Passage of this bill will help to ensure the safety and security of natural gas and hazardous liquid pipelines and will take strides to increase the safety of our network of oil and natural gas pipelines. I appreciate the considerable number of hours that went into creating this bill by all of the parties. I am also satisfied with the spirit of compromise that accompanied the parties' diligent efforts. As a result of their cooperative work we have a bill that reaffirms our efforts to regulate gas and hazardous liquid pipelines safely and effectively without interfering with the pipeline gas and hazardous liquid pipelines safely and effectively without interfering with the pipeline operators' and owners' ability to provide service to our Nation and without compromising national security.

While there were many who worked arduously to ensure passage of legislation in this area, Senator MURRAY, Senator BINGAMAN, and Senator MCCAIN should be recognized for their important contributions. Senator MURRAY vigorously pursued changes to increase the level of safety and public participation in pipeline safety, and she worked closely with other Commerce Committee members to ensure a reasonable and fair compromise. Senator BINGAMAN was instrumental in helping bolster the bill's provisions on research and development. We also added provisions he authored to focus our research on progressive areas that will help us develop better systems of early detection, and to ensure that we can avoid accidents such as those that occurred in Bellingham, WA, and near Carlsbad, NM. Senator MCCAIN is to be recognized for his continuing efforts to get this legislation passed. He first initiated this effort years ago as Chairman of the Committee. Last, I would like to thank the efforts of my dedicated staff and all those staff members who helped reach this agreement.

Clearly, this measure is a compromise, and as such, not every group got exactly what they wanted, but this measure will advance the programs and system regulating the safety of our pipeline system. It will require our regulators to finalize a number of overdue regulations. The bill also updates the

penalties that would be levied for misconduct and provides whistle blower protection for employees who reveal misconduct. Further, the bill helps us focus on long-term research needs so as to make our future pipeline system even safer. Investment today in research will help us be more efficient and effective in providing a safer and more secure system. While I was for the most part pleased with the final product that we negotiated in this bill, I was concerned that we did not include provisions that would have outlined what sort of pipeline safety information should be made available to the public. Concerns were raised that public disclosure of certain pipeline safety information could jeopardize security. We need to take a look at how we get safety information to the people who need it, but protect that information from those who wish to do harm if it is security-sensitive.

Overall, this is good legislation. It will improve the safety of our pipelines and communities through which pipelines run, and I urge my colleagues to support it.

Mr. DURBIN. I understand Senators MCCAIN and HOLLINGS have a substitute amendment at the desk. I ask unanimous consent that the amendment be considered and agreed to; the motion to reconsider be laid upon the table; the bill, as amended, be read three times and passed and the motion to reconsider be laid upon the table; and that any statements be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 4904) was agreed to.

(The amendment is printed in today's RECORD under "Text of Amendments.")

The bill (H.R. 3609), as amended, was read the third time and passed.

#### GOVERNMENT INFORMATION SECURITY REFORM ACT

Mr. DURBIN. I ask unanimous consent that the Committee on Governmental Affairs be discharged from further consideration of S. 3067 and that the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 3067) to amend title 44, United States Code, to make Government information security reform permanent, and for other purposes.

There being no objection, the Senate proceeded to the immediate consideration of the bill.

Mr. DURBIN. Madam President, I understand Senator THOMPSON has a substitute amendment at the desk, and I ask unanimous consent that it be considered and agreed to; that the title amendment be agreed to; that the bill, as amended, be read the third time and passed and the motion to reconsider be laid upon the table, with no intervening action or debate; and that any statements be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 4905) was agreed to, as follows:

(Purpose: To substitute a one-year extension of authority)

Strike all after the enacting clause and insert the following:

**SECTION 1. ONE-YEAR EXTENSION OF GOVERNMENT INFORMATION SECURITY REFORM.**

Section 3536 of title 44, United States Code, is amended by striking “after the date” and all that follows and inserting “after November 30, 2003.”.

**SEC. 2. DESIGNATION OF LAW AS GOVERNMENT INFORMATION SECURITY REFORM ACT.**

Subtitle G of title X of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106-398; 114 Stat. 1654A-266) is amended by inserting after the heading for the subtitle the following new section:

**“SEC. 1060. SHORT TITLE.**

“This subtitle may be cited as the ‘Government Information Security Reform Act’.”.

Amend the title so as to read: “A bill to amend title 44, United States Code, to extend certain Government information security reform for one year, and for other purposes.”.

The bill (S. 3067), as amended, was read the third time and passed.

**ORDERS FOR THURSDAY,  
NOVEMBER 14, 2002**

Mr. DURBIN. Madam President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 9:30 a.m., Thursday, November 14; that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and the Senate proceed under the previous order.

The PRESIDING OFFICER. Without objection, it is so ordered.

**PROGRAM**

Mr. DURBIN. Madam President, the next rollcall vote will be on the adoption of the port security conference report at approximately 10:30 a.m. on Thursday.

**ADJOURNMENT UNTIL 9:30 A.M.  
TOMORROW**

Mr. DURBIN. Madam President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 7:39 p.m., adjourned until Thursday, November 14, 2002, at 9:30 a.m.

**NOMINATIONS**

Executive nominations received by the Senate November 12, 2002:

**IN THE AIR FORCE**

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

*To be lieutenant general*

MAJ. GEN. ARTHUR J. LICHTHE, 0000

**IN THE NAVY**

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

*To be vice admiral*

REAR ADM. STANLEY R. SZEMBORSKI, 0000

**IN THE COAST GUARD**

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES COAST GUARD UNDER TITLE 14, U.S.C., SECTION 271:

*To be lieutenant commander*

ANTHONY J. ALARID, 0000  
MICHAEL S. ANTONELLIS, 0000  
MICHAEL A. ARCUELLES, 0000  
HECTOR A. AVELLA, 0000  
PAUL E. BAKER, 0000  
BARBARA J. BARATA, 0000  
CHRISTOPHER M. BARROWS, 0000  
EDWARD K. BEALE, 0000  
SCOTT A. BEAUREGARD, 0000  
WILLIAM D. BELLAUTY, 0000  
BRYAN R. BENDER, 0000  
RALPH L. BENHART, 0000  
BENJAMIN A. BENSON, 0000  
DAVID F. BERLINER, 0000  
PAUL R. BISAILLON, 0000  
RONALD E. BRAHM, 0000  
JOHN A. BRENNER, 0000  
DONALD L. BROWN, 0000  
TIMOTHY J. BUCHANAN, 0000  
TIMOTHY J. BURNSIDE, 0000  
RUSSELL S. BURNSIDE, 0000  
WILLIAM CARTER, 0000  
ANTHONY J. CERRA, 0000  
PATRICK W. CLARK, 0000  
LESLIE W. CLAYBORNE, 0000  
ROCKY L. COLE, 0000  
RICHARD W. CONDIT, 0000  
VERNON E. CRAIG, 0000  
MICHAEL W. CIBBS, 0000  
CHRISTOPHER CURATILLO, 0000  
GREGORY J. CZERWONKA, 0000  
CHRISTEL A. DAHL, 0000  
BRYAN E. DALEY, 0000  
JAMES W. DALITSCH, 0000  
TIMOTHY E. DARLEY, 0000  
JOSEPH E. DEER, 0000  
ANN B. DEYOUNG, 0000  
EDWIN DIAZROSARIO, 0000  
TIMOTHY E. DICKERSON, 0000  
DOUGLAS C. DIXON, 0000  
JEAN T. DONALDSON, 0000  
CHARLENE L. DOWNEY, 0000  
PATRICK J. DUGAN, 0000  
KATHRYN C. DUNBAR, 0000  
JOHN C. DURBIN, 0000  
BRYAN L. DURR, 0000  
BRIAN E. EDMISTON, 0000  
DAVID M. EHLERS, 0000  
THOMAS M. EMERICK, 0000  
DENNIS C. EVANS, 0000  
RENDALL B. FARLEY, 0000  
DALE C. FOLSOM, 0000  
CHRISTOPHER W. FORANDO, 0000  
GREGORY T. FULLER, 0000  
ERIC J. GANDEE, 0000  
GEORGE D. GANOUNG, 0000  
CHRISTIAN J. GLANDER, 0000  
MICHAEL W. GLANDER, 0000  
GENE G. GONZALES, 0000  
JEFFREY W. GOOD, 0000  
MARK D. GORDON, 0000  
SAMUEL J. GOSWELLEN, 0000  
THOMAS A. GRIFFITHS, 0000  
JASON R. HAMILTON, 0000  
KEVIN J. HANSON, 0000  
JAMES A. HEALY, 0000  
JOSEPH J. HEALY, 0000  
MICHAEL L. HERSHBERGER, 0000  
JOSEPH P. HIGGINS, 0000  
DANIEL J. HIGMAN, 0000  
RUSSELL E. HOLMES, 0000  
KATHERINE A. HOWARD, 0000  
JERRY A. HUBBARD, 0000  
DAVID A. HUSTED, 0000  
JEFFREY A. JANSZEN, 0000  
TERRENCE M. JOHNS, 0000  
EUGENE E. JOHNSON, 0000  
RICHARD V. JOHNSON, 0000  
STEPHEN D. JUNG, 0000  
STEPHEN D. JUTRAS, 0000  
ROBERT M. KEITH, 0000  
QUENTIN C. KENT, 0000  
IAN R. KIERNAN, 0000  
SCOTT H. KIM, 0000  
ERICH F. KLEIN, 0000  
NICHOLAS R. KOESTER, 0000  
JOSEPH E. KRAHEK, 0000  
MIRIAM L. LAFFERTY, 0000  
BURT A. LAHN, 0000  
ROBERT J. LANDOLFI, 0000  
STEVEN A. LANG, 0000  
JAMES R. LANGEVIN, 0000  
SCOTT E. LANGUM, 0000  
KEITH H. LAPLANT, 0000  
SCOTT X. LARSON, 0000  
STEPHEN G. LEFAVE, 0000  
MICHAEL R. LEONGUERRERO, 0000

MICHAEL C. LONG, 0000  
JESS P. LOPEZ, 0000  
JUAN LOPEZ, 0000  
TUNG T. LY, 0000  
LISA K. MACK, 0000  
WILLIAM J. MAKELL, 0000  
JOSEPH P. MALINAUSKAS, 0000  
AUGUST T. MARTIN, 0000  
CAROL L. MCCARTHER, 0000  
THOMAS W. MCDEVITT, 0000  
STEVEN P. MCGEE, 0000  
PATRICK W. MCMAHON, 0000  
JASON A. MERRIWEATHER, 0000  
JAMES F. MILLER, 0000  
JAMES W. MITCHELL, 0000  
KEVIN G. MORGAN, 0000  
PATRICK J. MURPHY, 0000  
NICOLE S. NANCARROW, 0000  
RANDALL J. NAVARRO, 0000  
JACK C. NEVE, 0000  
ANTHONY J. NYGRA, 0000  
ROBERT R. OATMAN, 0000  
STEPHEN H. OBER, 0000  
STEVEN F. OSGOOD, 0000  
KEITH A. OVERSTREET, 0000  
GEOFFREY D. OWEN, 0000  
KIM J. PACSAI, 0000  
JOHN K. PARK, 0000  
EDWIN W. PARKINSON, 0000  
VINCENT E. PATTERSON, 0000  
KEVIN Y. PEKAREK, 0000  
DARYL R. PELOQUIN, 0000  
MATTHEW F. PERCIAK, 0000  
CORNELL I. PERRY, 0000  
MARK G. PHIPPS, 0000  
ZACHARY H. PICKETT, 0000  
KENNETH A. PIERRO, 0000  
MICHAEL E. PLATT, 0000  
NATHAN A. PODOLL, 0000  
GARY K. POLASKI, 0000  
RONALD P. POOLE, 0000  
KENNETH U. POTOLICCHIO, 0000  
STEVEN J. PRUYN, 0000  
LEE S. PUTNAM, 0000  
GREGORY M. RAINEY, 0000  
JEFFREY K. RANDALL, 0000  
SEAN P. REGAN, 0000  
FRANCISCO S. REGO, 0000  
JAMES M. REILLY, 0000  
JOSHUA D. REYNOLDS, 0000  
RODD M. RICKLEFS, 0000  
RONALD L. RIEDINGER, 0000  
JAMES V. ROCCO, 0000  
STANLEY T. ROMANOWICZ, 0000  
SHANNAN D. ROONEY, 0000  
CHARLES A. ROSKAM, 0000  
KILEY R. ROSS, 0000  
AARON E. ROTH, 0000  
WARREN J. RUSSELL, 0000  
MATTHEW A. RYMER, 0000  
KRISTINA E. SALICETTI, 0000  
CHRISTOPHER S. SCHUBERT, 0000  
JAMES W. SEEMAN, 0000  
EDWARD B. SHEPPARD, 0000  
JOHN P. SHERLOCK, 0000  
ARTHUR R. SHUMAN, 0000  
MICHAEL J. SIMBULAN, 0000  
DARELL SINGLETERRY, 0000  
JEROME F. SINNAEVE, 0000  
CHARLES G. SMITH, 0000  
MATTHEW J. SMITH, 0000  
ROBERT L. SMITH, 0000  
STUART M. SOCKMAN, 0000  
GREGORY STANCLIK, 0000  
BION B. STEWART, 0000  
ANTHONY A. STOBBE, 0000  
PAUL M. STOCKLIN, 0000  
CARRIE M. STOFFEL, 0000  
CHRISTOPHER A. STRONG, 0000  
CHARLES W. TENNEY, 0000  
LAURA J. THOMPSON, 0000  
THERESA L. TIERNEY, 0000  
SHAWN C. TRIPP, 0000  
NANCY J. TRUAX, 0000  
ADAM J. TYNDAL, 0000  
DANIEL D. UNRUH, 0000  
JOSEPH G. UZMANN, 0000  
MATTHEW R. WALKER, 0000  
DANIEL P. WALSH, 0000  
THOMAS F. WALSH, 0000  
MICHELLE R. WEBBER, 0000  
MICHAEL C. WESSEL, 0000  
RICHARD J. WESTER, 0000  
SHERMAN P. WHITMORE, 0000  
GARY S. WILLIAMS, 0000  
DONALD L. WINFIELD, 0000  
CHARLES T. WRIGHT, 0000  
JEFFREY V. YAROSH, 0000  
MICHAEL E. YENSZ, 0000  
CHERIAN ZACHARIAH, 0000  
MICHAEL B. ZAMPERINI, 0000

**IN THE ARMY**

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTION 12203:

*To be colonel*

TOM R. MACKENZIE, 0000  
TERRENCE D. WRIGHT, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTION 12203: